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Case 5

7/19/2011

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK

MEDICIS PHARMACEUTICAL  
CORPORATION,

Plaintiff,

-against-

NYCOMED US Inc.

Defendant.

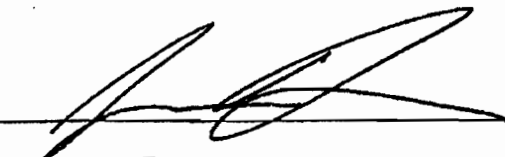
Civil Action No.  
1:11-cv-04551-DLC

ECF Case

**STIPULATION AND ORDER WITHDRAWING MOTION**

IT IS HEREBY STIPULATED by the parties, subject to approval by the Court, that defendant Nycomed US Inc. ("Nycomed") hereby withdraws without prejudice its Motion to Dismiss the Complaint, filed February 15, 2011 (D.I. 11). Nycomed shall have through and including July 29, 2011 to file and serve its answer and any counterclaims to the complaint. Each party shall bear its own costs and fees incurred in connection with the Motion.

Dated: July 15, 2011



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So ordered.

*James G. He*  
July 18, 2011

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*Attorneys for Plaintiff Medicis  
Pharmaceutical Corporation*

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*Attorneys for Defendant Nycomed US Inc.*

SO ORDERED this \_\_\_\_\_, day of \_\_\_\_\_, 2011

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United States District Court Judge

